

## **REMARKS**

Applicants have now had an opportunity to carefully consider the comments set forth in the **Notice of Allowance** and Examiner's Amendment of May 10, 2011. Additionally, the Applicants gratefully acknowledge the participation of the Examiner in a Telephone Interview on or about June 1, 2011. In that interview, the Examiner indicated that the amendments presented in this Amendment under 37 C.F.R. 1.312, were acceptable alternatives to the amendments proposed in the Examiner's Amendment. Additionally, the Examiner agreed that the sections headings called for in the Examiner's Amendment were not required.

Accordingly, it is respectfully submitted that the application is in condition for allowance.

### **Telephone Interview Summary**

On or about June 1, 2011, Mr. Thomas Tillander, one of the representatives of the Applicant, spoke with the Examiner, Mr. Michael R. Neff about the Examiner's Amendment accompanying the Notice of Allowance of May 10, 2011. In that interview, the Examiner indicated that the amendments presented herein were acceptable alternatives to the amendments proposed in the Examiner's Amendment. Additionally, the Examiner agreed that the sections headings called for in the Examiner's Amendment were not required. No other claims were discussed and no other agreements were reached.

### **The Claims Are Allowable**

The Notice of Allowability accompanying the Notice of Allowance was mailed May 10, 2011 indicates the **claims 1, 2 and 4-9** are allowed. Additionally, an accompanying Examiner's Amendment suggests amendments to the preambles of **claims 1 and 9** and the first elements following the respective preambles. As indicated above, the Applicants suggested alternative amendments believed to address the concerns of the Examiner during the Telephone Interview of June 1, 2011. The Examiner agreed that the proposed alternative amendments were acceptable. Those

alternative amendments are being presented herein. Accordingly, it is respectfully submitted that **claims 1 and 9** are allowable.

Additionally, **claims 2 and 4-8**, which depend from **claim 1**, have been amended to address antecedence issues raised by the amendment to **claim 1**. Accordingly, it is respectfully submitted that **claims 2 and 4-8** remain allowable.

#### **COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE**

The Examiner indicated that **claims 1, 2 and 4-9** are allowed over the prior art. This recognition of allowable subject matter is acknowledged and appreciated.

However, while the Applicants agree that the claims are allowable, the Applicants do not concede that the claims are only allowable for the precise reasons stated by the Examiner. Furthermore, the Applicants do not concede that the Examiner's statements are entirely accurate and precise.

### CONCLUSION

**Claims 1, 2 and 4-9** remain in the application. **Claims 1, 2 and 4-9** have been amended. The Examiner has indicated that **Claims 1, 2 and 4-9** are allowed. For at least the foregoing reasons, it is respectfully submitted that the application is in condition for allowance. Accordingly, an early indication thereof is respectfully requested.

☒ Remaining Claims, as delineated below:

(1) FOR	(2) CLAIMS REMAINING AFTER AMENDMENT LESS HIGHEST NUMBER PREVIOUSLY PAID FOR		(3) NUMBER EXTRA
TOTAL CLAIMS	8	- 20 =	0
INDEPENDENT CLAIMS	2	- 3 =	0

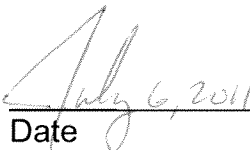
☒ This is an authorization under 37 CFR 1.136(a)(3) to treat any concurrent or future reply, requiring a petition for extension of time, as incorporating a petition for the appropriate extension of time.

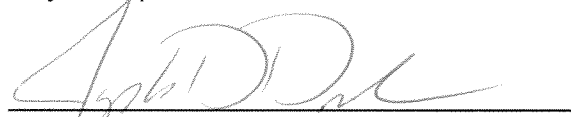
☒ The Commissioner is hereby authorized to charge any filing or prosecution fees which may be required, under 37 CFR 1.16, 1.17, and 1.21 (but not 1.18), or to credit any overpayment, to Deposit Account Number 06-0308.

In the event the Examiner considers personal contact advantageous to the disposition of this case, he/she is hereby authorized to telephone undersigned, at 216.363.9000.

Respectfully submitted,

Fay Sharpe LLP

  
Date

  
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*July 4, 2011*

*Michelle M. McVaney*  
Michelle M. McVaney

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